

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

THE IMC GROUP OF COMPANIES LTD., a/k/a  
and d/b/a THE IMC GROUP,

Plaintiff,

-against-

TIMBERS RESORT MANAGEMENT, LLC, d/b/a  
TIMBERS RESORTS,

Defendant.

1:19-cv-05639-PAE

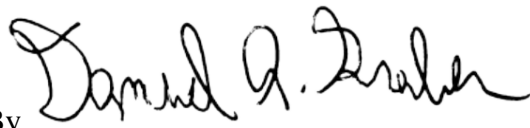
**NOTICE OF DEFENDANT'S  
MOTION TO DISMISS FOR  
LACK OF SUBJECT MATTER  
JURISDICTION**

PLEASE TAKE NOTICE that as set forth in the accompanying Memorandum of Law In Support of Defendant's Motion to Dismiss, Declaration of Robert D. Mitchell and related exhibits, including the Declarations of Greg Spencer, Cary A. Kleinman and Todd Liker, Defendant moves this Court for dismissal of Plaintiff's Complaint for Lack of Subject Matter Jurisdiction pursuant to Fed. R. Civ. P. 12(b)(1).

Dated: November 1, 2019.

Respectfully submitted,

THE GRABER LAW FIRM

By 

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-and-

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*Pro hac vice application forthcoming*

Counsel for Defendant